IN THE UNITED STATES PATENT AND TRADEMARK **OFFICE**

REQUEST FOR FILING (RULE 53(b)(1))



FOR DESIGN OR UTILITY APPLICATIONS (DO NOT USE FOR CIPS)

■ ∂				(DO <u>NOT</u> USE	FOR CIPs)			ဥ <u></u>
Rule 5			T APPLICATION	<u>l:</u>				a _
	Conti	nuation) application u	nder 37 CFR 1.53(b)(1)			
\boxtimes	Divisio	onal)		.,			⇒S =
of pend	ding pr	ior appli	cation of		Group Art	Unit: <u>to be as</u>	ssigned	SO =
Invento	or(s):	Tilg et	al.		Examiner:	to be assign	ed	200
Parent	Appln	. No.:	09	362,899	Atty. Dkt.	P 284139	990042BT	-В
			Series Code û	Serial No. û	_	New M#	Client Ref	
Parent This A			9, 1999 December 21, 20	001 (herewith)				
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Title:			ne Preparation of coding for the acc	L-Amino Acids By For DA Gene	ermentation a	nd Nucleotide		
lamb.								
122								
			f Patents			December 21,		
vyasnir	ngton,	DC 2023	31		(Parent Ma	tter No. <u>2627</u>	(39))
Sir:								
Sif: '-! []								
		To e	effect the above-	equested filing today:				
1	Attac	hed is a	copy (which mu	st be filed) of the price	or application,	including:		
re-			.,		,	3		
Hand steel	\boxtimes A	Abstract						
1242				29 pages) (must be a		. 🗖		
1229		2rawings	(<u>must</u> be attac	hed if originally filed		set:		11"
1Å.	Alv.	s X one	box, only:			illiai Oi Size		1 1
(1)	\boxtimes	Copy of S	<u>Signed</u> declaration	n or oath as originally			ched	
(2)	□ 1	<u>∜O</u> decla	ıration or fee is e	nclosed; therefore, this	s is a filing un	der Rule 53(f).		
	-							
2.		This ap	plication is herel	by filed by <u>less than al</u> g deletion as inventor(of the invent	<u>ors</u> named in th	ne prior application. F	Petition is
		inventi	made requesting on being claimed	in this application (DE	S) OF THE FORM	ollowing islare	<u>not</u> inventor(s) or the VENTOR(S)):	ie
			g	approundin <u>1=-</u>			<u> </u>	
		1.			2.		· · · · · · · · · · · · · · · · · · ·	
		3.			4.			
		5. 7.			6. 8.			
		1.			0.			
2.5	THE <u>I</u>	NVENTO	OR(S) FOR THIS	NEW APPLICATION	IS(ARE):			
		1.	Yvonne TILG		2.	Bernd Elk	(MANNS	
		3.	Lothar EGGEL		4.	Hermann		
		5.	Bettina MÖCK	EL	6.			
		7.			8.			
3.	The e	ntire disc	closure of the pri	or application is consid	dered as being	g part of the dis	closure of the accor	npanving
	applic	ation an	d is hereby incor	porated therein by refe	erence thereto).		······································

4.	\boxtimes	Priority is claimed under	35 U.S.C. 119/365 b	ased on filing i		of				
		Application No.	Filing Date	!	(country) <u>Application No.</u>	Filing Date				
	(1) (3)	199 24 365.4	May 27, 1999	(2)						
	(5)			(6)						
		b. Certified copy/co U.S. Applicat	(No.) Certified copy/oppies previously filed ion No. 09/362,8	on July 29	1999 , filed on <u>July</u>	in 29, 1999.				
4(a).	(a) [(b) [c.	opies filed during Inte claimed from PCT/	rnational stage /,	of PCT/ / . filed					
5.		Assignee (optional)								
6:-	Attached is the following number of Assignments (including original and all later successive ones by different assignors): 1 and respective new Cover Sheets. (Do NOT file old cover sheets.)									
mass H. d. unsq	(Assignments in parent <u>must be refiled</u> with new Cover Sheets in this continuing application if y want it/them recorded against the continuing application.)									
7.2	Please return the recorded Assignment to the undersigned.									
7. 1.	The power of attorney in the prior application is to Pillsbury Madison & Sutro LLP									
The Manual Parish Bit of Street Parish Bit of Stree	(Name and Reg. No.) whose current address is as in item 8 below.									
	a. Recognize as associate attorney Michael A. Sanzo, Reg. No. 36912									
za ś	(Name	e, Reg. No. and Address)								
8.	Address all future communications to Intellectual Property Group of Pillsbury Winthrop LLP, 1600 Tysons Boulevard, McLean, VA 22102									
9.	This application claims benefit of the following prior US application(s), the contents of which are incorporate into this application by this reference: No. 09/ 362,899 filed July 29, 1999									
		No/	filed							
		No/	filed							
design	nated th	No. PCT/ / e U.S. and that Internatio	filed nal Application ☐ wa	as 🗌 was	not published under English	, which PCT Acticle 21(2) in				
9(a).	⊠ See the attached Preliminary Amendment, which amends the first page of the specification to claim bene of the above listed US application(s)									
10.	Small	Entity Status →	⊠ is <u>Not</u> claimed	☐ is clain	ned (pre -filing confirma	tion required)				
(No.) Small Entity Statement(s) (<u>not</u> essential since 9/8/00) were/are: filed in above prior application attached.										
11. Petition to extend the life of the above prior application to at least the date hereof (one box)										

12.		INFORMATION DISCLOSURE STATEMENT: Attached is Form PTO-1449 listing all of the documents cited by Applicant and the PTO in the parent application(s) relied upon under 35 USC 120 and referenced in item 9 above. Per Rule 98(d) copies of those documents are <u>not required</u> now. Please consider those documents and <u>advise</u> that they have been considered in <u>this new</u> application as by returning a copy of the enclosed Form PTO-1449 with the Examiner's initials in the left column per MPEP 609.								
13.		Attached is a Rule 103(a) Petition to Suspend Action.								
14.		Please see the a	<u>Please see</u> the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.							
FILING FEE THE FOLLOWING FILING FEE IS BASED ON ->->->- <u>CLAIMS AS FILED AND CHANGED BY PRELIMINARY AMENDMENT IN ITEM 14</u> < NOTE: If box 1A2 is X'd, do not pay fees, but leave lines 15-22 and 27-32 blank. Large/Small Fee										
12.0g 12.0g						Large/Small		Fee		
4						Entity		Code		
15. Ba	sic Fili	ing Fee		Design A	pplication	\$330/\$165		106/26		
16. Ba	isic Fili	ing Fee		Utility A	pplication pplication	\$330/\$165 \$740/\$370	+740	106/26 101/201		
16. Ba	isic Fili tal Effe	ing Fee ective Claims		minus 20 =	pplication pplication	\$330/\$165 \$740/\$370 x \$18/\$9	+0	106/26 101/201 103/203		
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26.

ADDITIONAL FEE CALCULATION FOR PRELIMINARY AMENDMENT PER BOXES 24/25

	Claims Highe remaining numb after previo amendment paid f	er ously	Present Extra		Additional Fee	
			<u>Large/Sm</u>	all Entity		File Code
27.	Total Effective Claims *15 minus	** _20_ =	0 x \$18/\$9	=	\$ <u>0</u>	(103/203)
28.	Independent Claims *2 minus	*** _3 =	x \$84/\$4	2 =	+ 0	(102/202)
29.	If amendment enters proper multiple deperment time, add (per application)		into this application f		+ 0	(104/204)
] 3 0 -			ADDITIO	NAL FEE	\$_0	
31.		<u>plus</u> FEE fr	om item 22 on page	3	+ 780	
			TOTAL FEE ATTA	CHED	\$ 780	
33.	*If the entry in this space is less than a entry in the next space	, the "Present Extra" res	sult is "0"			
34.	**If the "Highest number previously paid for" (see item 17 above	e) is less than 20, write "	'20" in this space			
35.	If the "Highest number previously paid for" (see item 18 above)	is less than 3, write "3" i	in this space	00	909	
104	Our Deposit Account No. 03-3975					
	Our Order No. 21123	284139 M#				
1000	O#	14177				

CHARGE STATEMENT: Upon the filing of a Declaration pursuant to Rule 60(b) or 60(d), the Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT <u>does not authorize</u> charge of the <u>issue fee</u> until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP Intellectual Property Group

By Atty: Michael A. Sanzo Reg. No. 36912

Sig: McCharl H. Say Fax: (703) 905-2500 Tel: (703) 905-2173

Atty./Sec MAS/AMX

NOTE No. 1: File this Request in <u>duplicate</u> with 2 postcard receipts (PAT-103) & attachments **NOTE No. 2:** Is extension in parent necessary for copendency? **DOUBLE CHECK Item 11** above. If yes, printout Pat-111 and head it in <u>parent</u>.

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